

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

UNITED STATES OF AMERICA

NO. 15-20652

v.

HON. GEORGE CARAM STEEH

D-1 BILLY ARNOLD,
D-2 STEVEN ARTHUR JR.,
D-3 EUGENE FISHER,
D-4 COREY BAILEY,
D-5 QUINCY GRAHAM,
D-6 ROBERT BROWN II,
D-7 JEROME GOOCH,
D-8 MICHAEL ROGERS,
D-9 DERRICK KENNEDY,
D-10 DEVON PATTERSON,
D-11 CHRISTOPHER OWENS,
D-12 JEFFERY ADAMS,
D-13 ARLANDIS SHY II,
D-14 ANTHONY LOVEJOY,
D-15 DIONDRE FITZPATRICK,
D-16 JAMES ROBINSON,
D-17 DONELL HENDRIX,
D-18 MATLEAH SCOTT,
D-19 KEITHON PORTER,

PROTECTIVE ORDER BASED ON STIPULATION

This Court, having reviewed the stipulation below, being advised in the matter, and for the reasons stated by the parties,

IT IS HEREBY ORDERED that the pretrial disclosure of discovery and related materials, as defined in the stipulation below, is controlled, going forward, by the provisions of the revised stipulation and agreement.

Dated: 4/11/17

s/George Caram Steeh

HON. GEORGE CARAM STEEH
United States District Judge

STIPULATION BY PARTIES

The parties to the above criminal action do hereby stipulate and agree as follows:

a. Upon receiving discovery and related materials marked “SUBJECT TO PROTECTIVE ORDER”¹ from the government, defense counsel and Defendants shall treat such materials, including copies of such materials, as confidential;

b. Defendants may review such materials at any time in the presence of their defense counsel, defense counsel’s legal assistants or other employees assisting in defense preparation. Defendants may also review such material on electronic media (*e.g.* laptops, desktop computers, IPads or similar media) approved by the detention facility in which he is housed in an area approved and monitored by the detention facility and by the Court. Defendants, however, shall not be permitted to keep or take with them such materials, including copies of such materials, and such electronic media (including disks and hard drives containing such material) shall be maintained by the applicable prison/detention facility officials;

¹ The government has obtained numerous search warrants, documents, records, recordings, photographs, and other materials in furtherance of this investigation, that will be provided to the defense, or made available for review by the defense, pursuant to the government’s obligations under Fed. R. Crim. P. 16, *Brady v. Maryland*, 373 U.S. 83 (1963), *Giglio v. United States*, 405 U.S. 150 (1972), and the Jencks Act, 18 U.S.C. § 3500. These items are hereinafter referred to as “discovery and related materials.” Only those records marked or labeled “SUBJECT TO PROTECTIVE ORDER” shall be deemed to be governed by this protective order.

c. Defense counsel may disclose, make copies of, or reveal the contents of such materials to defense counsel's legal assistants and other employees assisting in defense preparation and to defense experts, provided that counsel instructs such other persons that further disclosure is prohibited.

d. Defense counsel and Defendants shall not disclose, make copies of, or reveal the contents of such materials to any other persons without prior written consent of the government or further order of the Court;

e. Any and all discovery and related materials received by defense counsel and Defendants, and copies of such materials, shall be returned to the government at the conclusion of the proceedings, if so requested, to include when any direct appeal has become final. Defense counsel may retain any notes made by Defendants, the defense, and experts under the conditions provided above, or shall destroy them.

f. If one or more Defendants disagree with the government's designation of material as subject to this protective order, counsel for such Defendant shall consult with counsel for the government in order to attempt to resolve the disagreement. If the parties cannot resolve their disagreement, defense counsel may file a motion with the Court seeking to alter the designation. All discovery submitted in conjunction with any such motion shall be filed under seal.

g. Any pleadings or submission to the Court that seeks to attach

“SUBJECT TO PROTECTIVE ORDER” discovery material shall be filed with the Court under seal and shall remain under seal until further order of the Court.

h. This stipulation and order applies to all Defendants and their defense counsel in the instant case, and to any defendants and their counsel who may later be added in superseding indictments.

SO STIPULATED BY:

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